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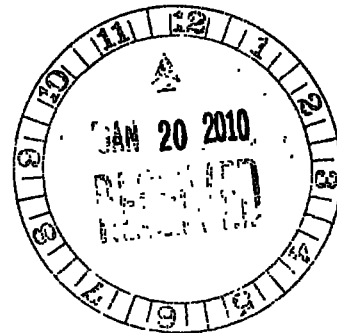
January 12, 2010

The Honorable Anne Quinlan, Acting Secretary  
Surface Transportation Board  
395 E Street, SW  
Washington, DC 20423-0001

ENTERED  
Office of Proceedings

JAN 20 2010

Part of  
Public Record



Re: AB865-0-X – Honey Creek Railroad, Inc. Abandonment Exemption in Henry  
County, Indiana

Dear Secretary Quinlan:

By decision served February 9, 2009 in the above captioned proceeding, the Surface Transportation Board extended the due date for filing a Notice of Abandonment Consummation until February 11, 2010.

In anticipation of this filing deadline, I have contacted Attorney William Keaton, local counsel for Honey Creek Railroad, Inc. and inquired as to the status of pending litigation in the Circuit Court of Henry County, Indiana involving Honey Creek Railroad, Inc. v. Gary L. Roberts, Roberts Pipeline Construction Company, Inc. and Roberts Construction, Inc. No. 33C01-0506-CT-0019. I am advised that this matter is scheduled for further mediation proceedings during the coming year.

Accordingly, Honey Creek Railroad, Inc. respectfully requests that the Board again extend the filing date for the Notice of Consummation in AB-865 in order to maintain the status quo in the abandonment proceeding pending litigation and/or resolution of the issues before the Circuit Court for Henry County, Indiana. This will enable Honey Creek Railroad, Inc. to retain

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an effective abandonment authorization until the pending court proceedings have been concluded.

Very truly yours,

RICHARD R. WILSON, P.C.

A handwritten signature in black ink, appearing to read "Richard R. Wilson", followed by a horizontal line extending to the right.

Richard R. Wilson, Esq.

RRW/bab

xc: Honey Creek Railroad, Inc.  
William B. Keaton, Esq.  
Ryan L. Leitch, Esq.